NOTIFICATION

The following notification is being circulated in accordance with Article 10.6.

|  |  |
| --- | --- |
| **1.** | **Notifying Member:** COLOMBIA  **If applicable, name of local government involved (Articles 3.2 and 7.2):** |
| **2.** | **Agency responsible:** *Ministerio de Minas y Energía* (Ministry of Mines and Energy), *Ministerio de Ambiente y Desarrollo Sostenible* (Ministry of the Environment and Sustainable Development)  **Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:**  *Punto de Contacto OTC/MSF* (TBT/SPS Enquiry Point)  *Servicio Nacional de Información de Colombia* (Colombian National Enquiry Point)  [puntocontacto@mincit.gov.co](mailto:puntocontacto@mincit.gov.co)  *Dirección de Regulación* (Regulation Department)  Calle 28 # 13 A 15 Piso 3  (+571) 6067676, Ext. 1566  Bogotá, Colombia  [www.mincit.gov.co](http://www.mincit.gov.co/) |
| **3.** | **Notified under Article 2.9.2 [ ], 2.10.1 [X], 5.6.2 [ ], 5.7.1 [X], other:** |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** - "Petroleum spirit not containing tetraethyl lead, for motor vehicles", classified under tariff subheading 27.10.12.13.00 or the tariff subheadings that replace it; - "Other petroleum spirit not containing tetraethyl lead", classified under tariff subheading 27.10.12.19.00 or the tariff subheadings that replace it; - "Other medium oils and preparations (diesel) of which less than 90% distils at a temperature of 210°C and 65% at a temperature of 150°C", classified under tariff subheading 27.10.19.19.00 or the tariff subheadings that replace it; - "Biodiesel and mixtures thereof, not containing or containing less than 70% by weight of petroleum oils or oils obtained from bituminous minerals", classified under tariff subheading 38.26.00.00.00 or the tariff subheadings that replace it; - "Ethyl alcohol and other spirits, denatured, of any strength", classified under tariff subheading 22.07.20.00.00 or the tariff subheadings that replace it; - "Undenatured ethyl alcohol of an alcoholic strength by volume of 80% vol. or higher" and "denatured anhydrous fuel ethanol", classified under tariff subheading 22.07.10.00.00 or the tariff subheadings that replace it. |
| **5.** | **Title, number of pages and language(s) of the notified document:** *Resolución 40433 de 2021 "Por la cual se expide el Reglamento Técnico de Emergencia sobre algunos parámetros de calidad de los combustibles líquidos derivados del petróleo, de los biocombustibles y sus mezclas"* (Resolution No. 40433 of 2021 "Issuing the Emergency Technical Regulation on quality parameters for petroleum-based liquid fuels, biofuels and their blends") (6 pages, in Spanish) |
| **6.** | **Description of content:** The purpose of Resolution No. 40433 of 2021 is to issue the Emergency Technical Regulation establishing quality parameters and requirements for diesel fuel and its blends with biofuels and basic gasolines and gasolines oxygenated with denatured anhydrous fuel ethanol, for use in compression- and spark-ignition engines respectively, with a view to protecting the environment and health and improving the quality of liquid fuels. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** The Ministry of Mines and Energy and the Ministry of the Environment and Sustainable Development have issued Resolution No. 40433 of 31 December 2021 "Issuing the Emergency Technical Regulation on quality parameters for petroleum-based liquid fuels, biofuels and their blends", in order to provide new compliance deadlines, test methods and limits to ensure compliance with certain quality parameters, in response to the current domestic supply situation and the needs identified for the proper functioning of the supply chain of fuel and its blends with biofuels. The competent authorities indicate that failing to adopt the rules contained in this Resolution would put the country's fuel supply at risk and, with it, the security of other essential public services and the maintenance of health conditions. This is because fuel products are essential for the transport of the goods and persons needed for the effective provision of services related to health, trade, industry and national security, particularly under the current health conditions caused by the COVID-19 pandemic. Protection of human health or safety; Protection of animal or plant life or health; Protection of the environment; Quality requirements. |
| **8.** | **Relevant documents:**  Resolution No. 40103 of 7 April 2021 "Establishing the quality parameters and requirements for diesel fuel, biofuels for use in compression-ignition engines as blend stock in combustion processes, and basic gasolines and gasolines oxygenated with anhydrous fuel ethanol for use in spark-ignition engines, and adopting other provisions", notified in document G/TBT/N/COL/244/Add.2. |
| **9.** | **Proposed date of adoption:** 31 December 2021  **Proposed date of entry into force:** 31 December 2021 |
| **10.** | **Final date for comments:** Not applicable |
| **11.** | **Texts available from: National enquiry point [X] or address, telephone and fax numbers and email and website addresses, if available, of other body:**  Punto de Contacto OTC/MSF  Servicio Nacional de Información de Colombia  [puntocontacto@mincit.gov.co](mailto:puntocontacto@mincit.gov.co)  Dirección de Regulación  Calle 28 # 13 A 15 Piso 3  (+571) 6067676, Ext. 1566  Bogotá, Colombia  <https://members.wto.org/crnattachments/2022/TBT/COL/22_0999_00_s.pdf> |